

**Permitting and Assistance Branch Staff Report**  
New Major Waste Tire Facility Permit for JTR  
TPID No. 1842617  
April 19, 2017

**Background Information and Analysis:**

This report was developed in response to an application for a New Major Waste Tire Facility Permit (WTFP) received from the operator of JTR, located at 12025 Branford Street, in the City of Sun Valley, Los Angeles County. JTR will operate on 1.51 acres within a Light Manufacturing (M2-1) zone. Tires will only be stored outdoors.

An application for a New Major WTFP was received by Permitting and Assistance Branch (PAB) staff on January 31, 2017 and revised amendments were received on February 15, 2017. The application was accepted as complete and correct on February 23, 2017. Pursuant to Title 14, California Code of Regulations (14 CCR), Section 18425, CalRecycle has 180 calendar days from the date the application is accepted as complete and correct to either issue or deny the issuance of a Major WTFP. However, based on the January 30, 2017 Combined Stipulation for Issuance of Administrative Decision agreed upon by the Department of Resources Recycling and Recovery (CalRecycle) and the operator of JTR, CalRecycle will act on the issuance of the Major WTFP by May 10, 2017.

**Findings:**

Staff recommends approval of the issuance of the proposed WTFP. All of the required submittals and findings required by 14 CCR, Sections 18423(b) and 18431 have been met to support issuance. The findings that are required to be made by CalRecycle when reaching a determination are summarized in the table below. The documents on which staff's findings are based are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

The following table summarizes staff's findings relative to the permit application:

	Findings	
Compliance with Tire Storage Standards, 14 CCR, Sections 17350-17356	Mr. Steve Dolan, of CalRecycle's Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on March 29, 2017, and no violations were cited. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) through (f)	All application forms were accepted by PAB staff as complete on February 23, 2017.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Financial Assurance Mechanisms & Operating Liability, 14 CCR Section 18431(g)	Permitting and Assistance Branch staff in the Financial Assurances Unit found the Financial Assurances documentation for closure of the facility and operating liability in compliance as described in their memorandum dated February 23, 2017.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

Local Requirements 14 CCR, Section 18431(h)	<p><i>Local Vector Control:</i> The operator obtained vector control authority approval from Mr. Wesley Collins of the Greater Los Angeles County Vector Control District on January 21, 2016.</p> <p><i>Local Fire Authority:</i> Mr. Brian L. Cummings of the Los Angeles Fire Department approved the fire prevention measures for outdoor tire storage on March 18, 2016.</p>	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
California Environmental Quality Act (CEQA)	PAB staff determined that the issuance of the Major WTFP is statutorily exempt from the requirements of CEQA. See additional CEQA information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	April 19, 2017	
Waste Evaluation and Enforcement Branch	March 29, 2017	

### **Compliance History:**

An inspection was conducted by CalRecycle WEEB staff on March 29, 2017. The major waste tire facility is currently non-operational and will not become operational until it obtains a major WTFP. No violations were noted at the time of the inspection.

### **Environmental Analysis:**

Under CEQA, CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed Major WTFP before CalRecycle issues the permit. In this case, CalRecycle is a lead agency under CEQA and must make a determination as to whether this proposed WTFP is categorically or statutorily exempt or additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

The proposed WTFP is considered to be a project under CEQA [CEQA Guidelines 15378(a)(3)] and the facility is required to obtain a WTFP pursuant to 14 CCR, Section 18420, for the outdoor storage of up to 9,960 waste tires.

The facility is consistent with the City of Los Angeles Light Manufacturing (M2) zoning designation, which includes open storage as a permitted use. The City of Los Angeles Department of Building and Safety confirmed in a letter, dated February 1, 2016, that the open storage of tires and compressing of tires (i.e., baling) is allowed in an M2 zone. It is determined that the project is statutorily exempt pursuant to Public Resources Code (PRC) Section 21083.3(b) – General Plan Consistency. The City of Los Angeles Citywide General Plan Framework Environmental Impact Report (EIR), State Clearinghouse No. 1994071030, supports the design and operation which will be authorized by the issuance of this WTFP.

CalRecycle staff finds the proposed project is consistent with the City of Los Angeles Citywide General Plan Framework EIR. CalRecycle staff made the finding/determination that a Statutory

Exemption, pursuant to PRC, Section 21083.3(b) – General Plan Consistency, is appropriate for CalRecycle’s issuance of this proposed WTFP.

Staff recommends that CalRecycle, acting as a Lead Agency under CEQA, prepare a Notice of Exemption (NOE) based on the Statutory Exemption (PRC Section 21083.3(b)) in that the proposed project is consistent with the City of Los Angeles Citywide General Plan Framework EIR. The NOE will be filed with the State Clearinghouse following CalRecycle’s issuance of the New Major WTFP.

Staff further recommends the Statutory Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within CalRecycle's expertise and authority, or which are required to be carried out or approved by CalRecycle.

The administrative record for the decision to be made by CalRecycle includes the proposed Major WTFP and all of its components and supporting documentation, this staff report and other documents and material utilized by CalRecycle in reaching its decision on issuing this permit. The custodian of CalRecycle's administrative record is Ryan Egli, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

**Public Comment:**

Department staff provided an opportunity for public comment during CalRecycle’s Monthly Public Meeting on March 21, 2017 and April 18, 2017. No public comments have been received by CalRecycle staff.

Attachment: Major WTFP